

**To:** Zipf, Lynn[Zipf.Lynn@epa.gov]; Forsgren, Lee[Forsgren.Lee@epa.gov]  
**Cc:** Campbell, Ann[Campbell.Ann@epa.gov]  
**Sent:** Wed 5/2/2018 9:27:29 PM  
**Subject:** RE: Interim Release, Request EPA-HQ-2018-004521 - release of electronic format for four of the documents

## Ex. 5 - Deliberative Process

**Sarah A. Greenwalt**

U.S. Environmental Protection Agency

Work: 202-564-1722|Cell: 202-816-1388

Greenwalt.Sarah@epa.gov

**From:** Zipf, Lynn  
**Sent:** Wednesday, May 2, 2018 3:46 PM  
**To:** Forsgren, Lee <Forsgren.Lee@epa.gov>; Greenwalt, Sarah <greenwalt.sarah@epa.gov>  
**Cc:** Campbell, Ann <Campbell.Ann@epa.gov>  
**Subject:** FW: Interim Release, Request EPA-HQ-2018-004521 - release of electronic format for four of the documents

## Ex. 5 - Deliberative Process

# Ex. 5 - Deliberative Process

Please advise.

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Lynn Zipf

FOIA Specialist

Office of Water

EPA East Room 3349K

(202) 564-1509

**From:** Edan Rotenberg [<mailto:edan@superlawgroup.com>]  
**Sent:** Friday, April 27, 2018 11:01 AM  
**To:** Zipf, Lynn <[Zipf.Lynn@epa.gov](mailto:Zipf.Lynn@epa.gov)>  
**Cc:** Wilson, Scott <[Wilson.Js@epa.gov](mailto:Wilson.Js@epa.gov)>  
**Subject:** Re: Interim Release, Request EPA-HQ-2018-004521

Hi Lynn and Scott,

Thank you for the reorganized production.

On emails with agendas mentioning the hydrological connection issue but no content - yes, that's fine, don't produce.

Also, please keep pencils down on Phase 2 for now, don't put any work into it for a few more days because my clients may pare back their request.

And are there any previous communications in the email thread that starts with ED\_001667A\_00000095 that were picked up in your search?

Finally, can you provide the following documents in original electronic format please, not as PDFs?

ED\_001667A\_00000095 -

ED\_001667A\_00000096

ED\_001667A\_00000128

ED\_001667A\_00005476

Edan

On Wed, Apr 25, 2018 at 9:35 AM, Zipf, Lynn <[Zipf.Lynn@epa.gov](mailto:Zipf.Lynn@epa.gov)> wrote:

Edan – here is a neatly organized interim production of the same documents that were released last Thursday, in order, and no duplicates. I will also upload it into FOIA online.

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Lynn Zipf

FOIA Specialist

Office of Water

EPA East Room 3349K

(202) 564-1509

**From:** Edan Rotenberg [mailto:[edan@superlawgroup.com](mailto:edan@superlawgroup.com)]

**Sent:** Wednesday, April 25, 2018 9:23 AM

**To:** Zipf, Lynn <[Zipf.Lynn@epa.gov](mailto:Zipf.Lynn@epa.gov)>

**Cc:** Wilson, Scott <[Wilson.Js@epa.gov](mailto:Wilson.Js@epa.gov)>

**Subject:** Re: Interim Release, Request EPA-HQ-2018-004521

Hi Lynn, don't bother re the IP, I don't need that doc, i was just checking on completeness of attachments in light of those issues. I'll get back to you on everything else later today.

On Apr 24, 2018, at 5:15 PM, Zipf, Lynn <[Zipf.Lynn@epa.gov](mailto:Zipf.Lynn@epa.gov)> wrote:

Edan – here is the cross walk of the email IDs with attachment IDs. I now understand why you were asking about the briefs, that it was only the coverage. I have a revised pdf of the responsive documents which includes the full attachment of the brief as well as the down load from Lexis Nexis. Just want to check with the Office of General Counsel on the intellectual property interest for the Lexis Nexis download before uploading it into FOIA online and sending it to you.

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Lynn Zipf

FOIA Specialist

Office of Water

EPA East Room 3349K

(202) 564-1509

**From:** Zipf, Lynn

**Sent:** Tuesday, April 24, 2018 10:31 AM

**To:** 'Edan Rotenberg' <[edan@superlawgroup.com](mailto:edan@superlawgroup.com)>; Magruder, DeMara <[Magruder.Demara@epa.gov](mailto:Magruder.Demara@epa.gov)>; Wilson, Scott <[Wilson.Js@epa.gov](mailto:Wilson.Js@epa.gov)>  
**Subject:** RE: Interim Release, Request EPA-HQ-2018-004521

Edan – See responses below.

In addition, we would like to know if we can exclude emails that have agendas that list hydrologic connections as topics but have no other information. Please advise.

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Lynn Zipf

FOIA Specialist

Office of Water

EPA East Room 3349K

(202) 564-1509

**From:** Edan Rotenberg [<mailto:edan@superlawgroup.com>]  
**Sent:** Monday, April 23, 2018 2:55 PM  
**To:** Magruder, DeMara <[Magruder.Demara@epa.gov](mailto:Magruder.Demara@epa.gov)>; Zipf, Lynn <[Zipf.Lynn@epa.gov](mailto:Zipf.Lynn@epa.gov)>; Wilson, Scott <[Wilson.Js@epa.gov](mailto:Wilson.Js@epa.gov)>  
**Subject:** Re: Interim Release, Request EPA-HQ-2018-004521

Hi Lynn,

My thanks to you, Scotta, and Ms. Magruder for producing documents in response to Waterkeeper Alliance's request for materials relating to the recently proposed comment period on CWA jurisdiction over point source discharges that reach waters of the US via a direct hydrological connection. A few questions regarding the interim response:

1. It looks like the pages at the end of the production might be attachments from the emails up front. Are they? Do I just match up the doc numbers at the bottom of the page, or is there something trickier? It is a bit trickier. Let me go and match up the emails with the attachments. I will send you the matched up id numbers. Hope to have this to you this afternoon.

2. Are all attachments produced in full? There are cover pages of briefs with nothing more. All of the attachments were produced in full. The only attachment that printed oddly was the RTOC agenda. Please let me know if you want to see the full print out of the RTOC agenda.

3. Thanks to some good reporting by the Washington Post, it is now public that Administrator Pruitt has at least the following four email addresses: [pruitt.scott@epa.gov](mailto:pruitt.scott@epa.gov); [esp7@epa.gov](mailto:esp7@epa.gov); [adm14pruitt@epa.gov](mailto:adm14pruitt@epa.gov); and [sooners7@epa.gov](mailto:sooners7@epa.gov). Have all four of these been searched for responsive records? Yes, all of the aforementioned email addresses were searched for responsive records.

4. Last, but certainly not least: **Is this the end of the phase 1 production of all external emails or are there more external emails to come?** Per our agreement, I pulled .com, .org, and .edu in the “email to” and “email from” headings in the relativity database. Those are the responsive records you received. I think this encompasses all of the external emails. There are no additional ones that we identified.

Thanks,

Edan

On Thu, Apr 19, 2018 at 4:22 PM, [magruder.demara@epa.gov](mailto:magruder.demara@epa.gov)  
<[magruder.demara@epa.gov](mailto:magruder.demara@epa.gov)> wrote:

EPA-HQ-2018-004521 has been approved for an interim release.

Records were released to the public as a result of this request. You may retrieve these records immediately using the following link: [View Records](#). Over the next 2 hours, these records are also being added to FOIAonline's search pages, further enabling you to retrieve these documents associated with your FOIA request at any time.

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Edan Rotenberg

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New York, NY 10038

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Ex. 6 - Personal Privacy

mobile)  
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[edan@superlawgroup.com](mailto:edan@superlawgroup.com)

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<Email IDs with corresponding attachments.docx>

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Edan Rotenberg

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